

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Counties Code is amended by changing Section  
5 2-4006 as follows:

6 (55 ILCS 5/2-4006)

7 Sec. 2-4006. Terms of commissioners.

8 (a) In every county not under township organization having  
9 3 commissioners elected at large as described in subsection (b)  
10 or (c), the commissioners shall be elected as provided in this  
11 Section.

12 (b) In a county in which one commissioner was elected at  
13 the general election in 1992 to serve for a term of 4 years and  
14 in which 2 commissioners will be elected at the general  
15 election in 1994, the commissioner elected in 1994 and  
16 receiving the greatest number of votes shall serve for a term  
17 of 6 years. The other commissioner elected in 1994 shall serve  
18 for a term of 4 years. At the general election in 1996 and at  
19 each general election thereafter, one commissioner shall be  
20 elected to serve for a term of 6 years.

21 (c) In a county in which 2 commissioners were elected at  
22 the general election in 1992 to serve for terms of 4 years and  
23 in which one commissioner will be elected at the general

1 election in 1994, the commissioner elected in 1994 shall serve  
2 for a term of 4 years. The commissioner elected in 1996 and  
3 receiving the greatest number of votes shall serve for a term  
4 of 6 years. The other commissioner elected in 1996 shall serve  
5 for a term of 4 years. At the general election in 1998 and at  
6 each general election thereafter, one commissioner shall be  
7 elected to serve for a term of 6 years.

8 (c-5) A county with a 3-member board of commissioners  
9 elected at large under this Section may, upon referendum  
10 initiated by the adoption of an ordinance or resolution of the  
11 board of county commissioners, determine that the board of  
12 county commissioners shall consist of either (i) 5  
13 commissioners elected at large or (ii) 5 commissioners elected  
14 from single member districts. The commissioners must certify  
15 the question with the proper election authority, which must  
16 submit the question at an election in accordance with the  
17 general election law.

18 The question shall be submitted in substantially the  
19 following form:

20 (1) For the election of 5 at-large commissioners the  
21 question shall be:

22 "Shall the board of commissioners of (county)  
23 consist of 5 commissioners elected at large?"

24 (2) For the election of 5 commissioners from compact,  
25 contiguous, and equally populated districts the question  
26 shall be:

1           "Shall the board of commissioners of (county)  
2           consist of 5 commissioners elected in compact,  
3           contiguous, and equally populated districts?"

4           Votes must be recorded as "yes" or "no". If a majority of  
5           the electors voting on the question vote in the affirmative,  
6           then a 5-member board of commissioners shall be established as  
7           prescribed by the specific question on the ballot. The County  
8           Clerk, in consultation with the State's Attorney for the  
9           county, shall determine the terms of the commissioners  
10           initially elected under this Act. Successor commissioners  
11           shall serve for 6-year terms. If the voters of the county  
12           establish a 5-member board of commissioners elected from  
13           districts, the county commissioners shall divide the county  
14           into 5 districts that are compact, contiguous, and equally  
15           populated, based on the last preceding decennial census. The  
16           county commissioners shall also redistrict the 5 commissioner  
17           districts after each subsequent decennial census.

18           (d) The provisions of this Section do not apply to  
19           commissioners elected under Section 2-4006.5 of this Code.

20           (Source: P.A. 92-189, eff. 8-1-01.)

21           Section 99. Effective date. This Act takes effect upon  
22           becoming law.